

HOUSE BILL 862

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HB 526/02 - JUD

2003 Regular Session
3lr0775
CF 3lr1366

By: **Delegates Carter, Vallario, Dumais, Dwyer, Fulton, Kelley, Lee,
McComas, Oaks, O'Donnell, Petzold, Rosenberg, and Sophocleus**

Introduced and read first time: February 7, 2003

Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

2 **Criminal Procedure - Counterfeiting, Forgery, and Credit Card Offenses -**
3 **Concurrent Jurisdiction of Trial Courts**

4 FOR the purpose of providing that the District Court has jurisdiction that is
5 concurrent with a circuit court in criminal cases involving counterfeiting,
6 forgery, and certain credit card crimes under certain circumstances; and
7 generally relating to the criminal jurisdiction of the District Court and circuit
8 courts.

9 BY repealing and reenacting, with amendments,
10 Article - Courts and Judicial Proceedings
11 Section 4-301(b)(8)
12 Annotated Code of Maryland
13 (2002 Replacement Volume)

14 BY repealing and reenacting, without amendments,
15 Article - Courts and Judicial Proceedings
16 Section 4-302(a) and (d)(1)
17 Annotated Code of Maryland
18 (2002 Replacement Volume)

19 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
20 MARYLAND, That the Laws of Maryland read as follows:

21 **Article - Courts and Judicial Proceedings**

22 4-301.

23 (b) Except as provided in § 4-302 of this subtitle, the District Court also has
24 exclusive original jurisdiction in a criminal case in which a person at least 18 years
25 old or a corporation is charged with:

26 (8) Violation of §§ 8-601 through 8-604 AND 8-609 of the Criminal Law
27 Article, WHETHER A FELONY OR MISDEMEANOR;

1 4-302.

2 (a) Except as provided in § 4-301(b)(2), (6), (7), (8), (9), (10), (11), (12), (13),
3 (14), (15), (16), (17), and (18) of this subtitle, the District Court does not have
4 jurisdiction to try a criminal case charging the commission of a felony.

5 (d) (1) Except as provided in paragraph (2) of this subsection, the
6 jurisdiction of the District Court is concurrent with that of the circuit court in a
7 criminal case:

8 (i) In which the penalty may be confinement for 3 years or more or
9 a fine of \$2,500 or more; or

10 (ii) Which is a felony, as provided in § 4-301(b)(2), (6), (7), (8), (9),
11 (10), (11), (12), (13), (14), (15), (16), (17), and (18) of this subtitle.

12 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
13 October 1, 2003.